

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Philip Romanik on May 6, 2009.

The application has been amended as follows:

**In claim 1**, the 3<sup>rd</sup> from the last limitation (starting with means to dynamically reduce ...) is amended to state:

On the 3<sup>rd</sup> line of the limitation: reduction necessary such that the ~~modified~~ reduced image can be transmitted ...

**Claim 14 (renumbered as claim 12)** is amended to state:

A method for transmitting volatile real-time digital image signals from a client device to a server device, comprising:

transferring a volatile image to a client queue if the image cannot be transmitted immediately to the server device;

increasing the size of the client queue if the client queue becomes full due to the accumulation of images in the queue;

dynamically reducing the size of the image in said client queue such that the estimated level of reduction is determined by examining the available processor time on the client device as well as examining the available network bandwidth between the client device and server device wherein the ~~modified~~ reduced image can be transmitted from the client device to the server device before the client queue becomes full;

transferring the volatile image from the client queue on the client device to the server device as a digital signal such that a permanent copy of the image is not maintained on the client device wherein said image reduction has reduced the size of the image sufficiently to prevent the client queue from becoming full; persisting the image from said transfer on the server device until it is processed or saved whereas the image may be of reduced resolution or quality.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to AVI GOLD whose telephone number is (571)272-4002. The examiner can normally be reached on M-F 8:00-5:30 (1st Friday Off).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on 571-272-4001. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2457

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/A. G./

Examiner, Art Unit 2457

/ARIO ETIENNE/

Supervisory Patent Examiner, Art Unit 2457